

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CR No. 4904 of 2006

Date of decision October 13, 2011

State of Haryana through Collector, Jind, District Jind and another

..... Petitioner

Versus

Gurbachan Singh

.....Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present:- Mr. K. C. Gupta, Senior DAG., Haryana
for the petitioner.

None for the respondent.

1. Whether reporters of local papers may be allowed to see the judgment ?No
2. To be referred to the reporters or not? No
3. Whether the judgment should be reported in the digest?No

K. Kannan, J (oral).

1. The revision is against the order of the Additional District Judge, Jind allowing the appeal against an interim order of injunction passed pending the suit. The petition for injunction filed at the trial Court was dismissed but in appeal the Additional District Judge held that the khasra girdawari entries showed that plaintiff Gurbachan Singh was alone in possession. He relied on the report of the SDO Jind dated 1.10.2004 that showed the possession of the plaintiff. The Court further held that the petitioner's possession itself cannot be disturbed except by due process of law. The State is in appeal contending that the injunction issued was erroneous. The order was passed on 8.5.2006 and during all this period the order has not been stayed. There is no reason to modify the

same presently.

2. The order passed by the Additional District Judge,
Jind is confirmed and the Civil Revision filed by the State is dismissed.

(K. KANNAN)
JUDGE

October 13, 2011
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